

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

RANDALL BLAINE PIERCE,)	1:01-CV-05022 OWW HGB HC
)	
Petitioner,)	ORDER DENYING MOTION
)	
v.)	[Doc. #17]
)	
ANTHONY NEWLAND, Warden,)	
)	
Respondent.)	

Petitioner is a state prisoner proceeding pro se with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254.

On September 13, 2001, the undersigned issued an order dismissing the case without prejudice. Judgment was entered the same day, and the case was closed. On September 7, 2010, Petitioner filed a request for judicial notice. Petitioner is advised that this case has been closed for nine years. To the extent he wishes to seek federal habeas relief, he must file a new petition. Petitioner is advised, however, that any new petition will likely violate the one-year statute of limitations, as Petitioner was informed him in 2001.

Accordingly, Petitioner's motion for judicial notice is DENIED.

IT IS SO ORDERED.

Dated: September 14, 2010

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE